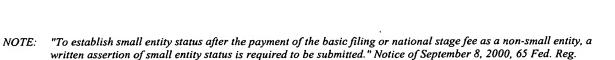


Practitioner's Docket No. <u>U 013763-7</u>					<b>P</b> A	TENT
	IN THE UNITED STAT	ES PATENT A	ND T	RADEM	ARK OFFICE	
	IL00/00335 NATIONAL APPLICATION NO.	7 JUNE 200 INTERNATION		G DATE	9 JUNE 1999 PRIORITY DATE CL	AIMED
	DLECULAR MARKER BASED OF INVENTION	ON THE FRK2	(FRUC	<u> </u>	SE 2) GENE	<del></del>
	LEVIN, ARTHUR SCHAFFE CANT(S)	R, FELIX CINC	AREVS	SKY		
	PCT stant Commissioner for Patents nington, D.C. 20231	3				
WRITTEN ASSERTION OF SMALL ENTITY STATUS						
	This is written assertion on the	ne basis of:				
⊐	personal knowledge;					
$\supset$	applicant's letter of	;				
×	applicant's agent's letter of Dece	ember 6, 2001	; o	r		
_	other					
	actitioner (not necessarily of reco	ord) that the above	ve applio	cation is e	entitled to small ent	ity status
	(When using Express N	TION UNDER 37 C Mail, the Express Ma ess Mail certification	il label ni	umber is mo		
hereby	certify that, on the date shown below, th	is correspondence is	being:			
_		MAILING				
X	deposited with the United States Posta Patents, Washington, D.C. 20231.	l Service in an envel	ope addre	ssed to the	Assistant Commissioner	r for
_	37 C.F.R. 1.8(a)		_		37 C.F.R. 1.10*	
_	with sufficient postage as first class ma	iil.	☒	-	ss Mail Post Office to A abel No. <u>EV011021899</u> y)	
		TRANSMISSI	ON	•	_	
	transmitted by facsimile to the Patent a	and Trademark Offic	e. ( )	bis	Carro	
Date:	April 26, 2002		Signatur	e		_
				ARRILLO print name	of person certifying)	_
*WARN	ING: Each paper or fee filed by "Expi placed thereon prior to mailing. "Since the filing of corresponde oversight that can be avoided by will not be granted on petition."	37 C.F.R. 1.10(b). nce under § 1.10 wit the exercise of reas	hout the L onable ca	Express Mai re, requests	il mailing label thereon for waiver of this requi	is an



- NOTE: 37 C.F.R. § 1.27(c)(1): "Assertion by writing. Small entity status may be established by a written assertion of entitlement to small entity status. A written assertion must:
  - (i) Be clearly identifiable;

54604, at 54609.

- (ii) Be signed (see paragraph (c)(2) of this section); and
- (iii) Convey the concept of entitlement to small entity status, such as by stating that applicant is a small entity, or that small entity status is entitled to be asserted for the application or patent. While no specific words or wording are required t assert small entity status, the intent to assert small entity status must be clearly indicated in order to comply with the assertion requirement."
- NOTE: 37 C.F.R. § 1.27(c)(2): "Parties who can sign and file the written assertion. The written assertion can be signed by:
  - (i) One of the parties identified in § 1.33.(b) (e.g. an attorney or agent registered with the Office). § 3.73(b) of this chapter notwithstanding, who can also file the written assertion;
  - (ii) At least one of the individuals identified as an inventor (even though a § 1.63 executed oath or declaration has not been submitted), notwithstanding § 1.33(b)(4), who can also file the written assertion pursuant to the exception under § 1.33(b) of this part; or
  - (iii) An assignee of an undivided part interest, notwithstanding §§ 1.33(b(3) and 3.73(b) of this chapter, but the partial assignee cannot file the assertion without resort to a party identified under § 1.33(b) of this part."

35 C.F.R. § 1.33(b):

- (b) Amendment and other papers. Amendments and other papers, except for written assertions pursuant to § 1.27(c)(2)(ii) of this part, filed in the application must be signed by:
  - (1) A registered attorney or agent of record appointed in compliance with § 1.34(b);
  - (2) A registered attorney or agent not of record who acts in a representative capacity under the provisions of § 1.34(a);
  - (3) An assignee as provided for under § 3.71(b) of this chapter; or
  - (4) All of the applicants (§ 1.41(b)) for patent, unless there is an assignee of the entire interest and such assignee has taken action in the application in accordance with § 3.71 of this chapter.

Respectfully submitted,

Clifford J. Mass of Ladas & Parry 26 West 61st Street

New York, N. Y. 10023